

Amendments to House Bill No. 309  
1st Reading Copy

Requested by Representative Kathy Kelker

For the House Judiciary Committee

Prepared by Helen Thigpen  
March 16, 2015 (3:43pm)

1. Page 1, line 14.

**Strike:** "public health and human services"

**Insert:** "justice"

2. Page 1, line 16.

**Strike:** "director of the department"

**Insert:** "attorney general"

**Strike:** "up to 18"

**Insert:** "17"

**Following:** "members"

**Insert:** "who have experience in matters related to child abuse  
and neglect"

3. Page 1, line 17.

**Strike:** "at a minimum"

**Insert:** "the following"

4. Page 1, line 18 through line 27.

**Strike:** subsection (a) through subsection (h) in their entirety

**Insert:** "(a) a representative of a state agency;

(b) a representative of private organizations or providers  
of service;

(c) a medical professional;

(d) a mental health care provider;

(e) a representative of law enforcement;

(f) a member of the judiciary;

(g) an attorney recommended by the state bar of Montana;

(h) two legislative members from different political parties  
who serve on the children, families, health, and human services  
interim committee;

(i) eight citizens of the state, appointed as follows:

(i) one representative from eastern region I, including  
Carter, Custer, Daniels, Dawson, Fallon, Garfield, McCone,  
Phillips, Powder River, Prairie, Richland, Roosevelt, Rosebud,  
Sheridan, Treasure, Valley, and Wibaux Counties;

(ii) one representative from north central region II,  
including Blaine, Cascade, Chouteau, Glacier, Hill, Liberty,  
Pondera, Teton, and Toole Counties;

(iii) two representatives from south central region III,  
including Big Horn, Carbon, Fergus, Golden Valley, Judith Basin,

Musselshell, Petroleum, Stillwater, Wheatland, and Yellowstone Counties;

(iv) two representatives from southwest region IV, including Beaverhead, Broadwater, Deer Lodge, Gallatin, Granite, Jefferson, Lewis and Clark, Madison, Meagher, Park, Powell, Silver Bow, and Sweet Grass Counties; and

(v) two representatives from western region V, including Flathead, Lake, Lincoln, Mineral, Missoula, Ravalli, and Sanders Counties.

(3) At least two of the public members appointed under subsection (2)(i) must be enrolled members of a state-recognized or federally recognized Indian tribe located within the boundaries of the state of Montana.

**Renumber:** subsequent subsections

5. Page 1, line 30.

**Following:** line 30

**Insert:** "(5) Members appointed to the commission shall serve staggered 3-year terms and may not serve more than two terms. The initial appointments are as follows: four members for 1-year terms; four members for 2-year terms; four members for 3-year terms; and five members for 4-year terms. If a vacancy occurs, the vacancy must be filled in the same manner as the original appointment."

6. Page 13, line 8.

**Strike:** "22" in two places

**Insert:** "20" in two places

- END -

Explanation - This amendment: (1) moves the commission from DPHHS to the Dept. of Justice; (2) reduces the number of commission members from 18 to 17; (3) directs the attorney general instead of the director of DPHHS to appoint commission members; (4) requires all commission members to have experience in matters related to child abuse and neglect; (5) requires a member of the commission to be a representative of a private organization or a provider of service; (6) requires two of the public members to be enrolled members of a state-recognized or federally recognized Indian tribe located within the boundaries of the state; (7) provides for geographic representation, staggered terms, commission term limits, initial appointments; and vacancy appointments; and (8) codifies new section 1 within Title 2, chapter, 15, part 20 (Department of Justice).